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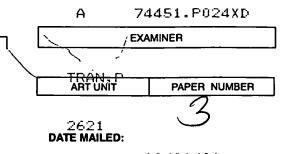
APPLICATION NO. FILING DATE FIRST NAMED INVENTOR ATTORNEY DOCKET NO.

09/499,255

02/07/00

ZANDI

Blakely, Sokoloff, Taylor & Zafman 12400 Wilshire Blvd., 7th Floor Los Angeles CA 90025-1026



10/01/01

Please find below and/or attached an Office communication concerning this application or proceeding.

WM31/1001

Commissioner of Patents and Trad marks

Office Action Summary

Application No. 09/499,255

Applicant(s)

Zandi et al.

Examiner

Phuoc Tran

Art Unit 2621

	Thuoc Truit	
The MAILING DATE f this communication app	ears on th c v r sheet with th c rre	
Period for Reply A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION. - Extensions of time may be available under the provisions of 37 CFR 1.136 (a). In no event, however, may a reply be timely filed		
after SIX (6) MONTHS from the mailing date of this communical If the period for reply specified above is less than thirty (30) days, a be considered timely. If NO period for reply is specified above, the maximum statutory pe	ion. a reply within the statutory minimum of thirty (3	30) days will
communication. - Failure to reply within the set or extended period for reply will, by st - Any reply received by the Office later than three months after the re earned patent term adjustment. See 37 CFR 1.704(b).	atute, cause the application to become ABANI	DONED (35 U.S.C. § 133).
Status		
1) Responsive to communication(s) filed on		
2a) ☐ This action is FINAL. 2b) ☒ This	action is non-final.	
3) Since this application is in condition for allowanc closed in accordance with the practice under		
Disposition of Claims		
4) X Claim(s) <u>68-93</u>		is/are pending in the applica
4a) Of the above, claim(s)		is/are withdrawn from considera
5)		is/are allowed.
6)		is/are rejected.
7)		is/are objected to.
8) 🗓 Claims <u>68-93</u>	are subject to	o restriction and/or election requiren
Application Papers		
9) The specification is objected to by the Examiner.		
10) The drawing(s) filed on	is/are objected to by the Examiner.	
11) The proposed drawing correction filed on	is: a pproved	b) disapproved.
12) \square The oath or declaration is objected to by the Example 12.	niner.	
Priority under 35 U.S.C. § 119		
13) Acknowledgement is made of a claim for foreign	priority under 35 U.S.C. § 119(a)-(d).	
a) ☐ All b) ☐ Some* c) ☐None of:		
1. Certified copies of the priority documents ha	eve been received.	
2. Certified copies of the priority documents ha	eve been received in Application No	·
 Copies of the certified copies of the priority of application from the International Burd*See the attached detailed Office action for a list of the action for	eau (PCT Rule 17.2(a)).	s National Stage
14) ☐ Acknowledgement is made of a claim for domesti	·	
,	- p	
Attachment(s)		
15) Notice of References Cited (PTO-892)	18) Interview Summary (PTO-413) Paper N	
16) Notice of Draftsperson's Patent Drawing Review (PTO-948) 17) Information Disclosure Statement(s) (PTO-1449) Paper No(s)	19) Notice of Informal Patent Application (F20) Other:	10-132)
	,	

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1. This application contains claims directed to the following patentably distinct species of the

claimed invention:

I) species of claim 68;

II) species of claim 81; and

III) species of claim 87.

Applicant is required under 35 U.S.C. 121 to elect a single disclosed species for

prosecution on the merits to which the claims shall be restricted if no generic claim is finally held

to be allowable. Currently, no claim is generic.

Applicant is advised that a reply to this requirement must include an identification of the

species that is elected consonant with this requirement, and a listing of all claims readable thereon,

including any claims subsequently added. An argument that a claim is allowable or that all claims

are generic is considered nonresponsive unless accompanied by an election.

Upon the allowance of a generic claim, applicant will be entitled to consideration of claims

to additional species which are written in dependent form or otherwise include all the limitations

of an allowed generic claim as provided by 37 CFR 1.141. If claims are added after the election.

applicant must indicate which are readable upon the elected species. MPEP § 809.02(a).

Should applicant traverse on the ground that the species are not patentably distinct,

applicant should submit evidence or identify such evidence now of record showing the species to

be obvious variants or clearly admit on the record that this is the case. In either instance, if the

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examiner finds one of the inventions unpatentable over the prior art, the evidence or admission

may be used in a rejection under 35 U.S.C. 103(a) of the other invention.

2. Applicant is reminded that upon the cancellation of claims to a non-elected invention, the

inventorship must be amended in compliance with 37 CFR 1.48(b) if one or more of the currently

named inventors is no longer an inventor of at least one claim remaining in the application. Any

amendment of inventorship must be accompanied by a petition under 37 CFR 1.48(b) and by the

fee required under 37 CFR 1.17(I).

3. Any inquiry concerning this communication or earlier communications from the examiner

should be directed to Phuoc Tran whose telephone number is (703) 305-4861. The examiner can

normally be reached on 9:30 AM-6:00 PM from Monday to Friday.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor,

Leo H. Boudreau, can be reached on (703) 305-4706.

Any response to this action should be mailed to:

Commissioner of Patents and Trademarks

Washington, D.C. 20231

or faxed to:

(703) 872-9314 (for Technology Center 2600 only)

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Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is (703) 306-0377.

phroe Tran